



EMPLOYEE BULLETIN

No. 470

2 October 1975

RELEASE OF CLASSIFIED MATERIAL TO THE HOUSE SELECT COMMITTEE ON INTELLIGENCE

1. On 12 September 1975, the President directed "all departments and agencies of the Executive Branch respectfully to decline to provide the House Select Committee with classified material, including testimony and interviews which would disclose such materials until the Committee satisfactorily alters its position." In light of action taken by the House Select Committee on 1 October 1975, the President has withdrawn this directive and has authorized departments and agencies to once again provide the House Select Committee with classified materials.

2. The vehicle for reaching the agreement with the House Select Committee was Director Colby's letter to Chairman Pike of 30 September 1975, a copy of which is attached.

3. The letter contains the following conditions: (1) the classified materials forwarded to the Committee are on loan to it; (2) that there will be no public disclosure of this classified material (nor of testimony, depositions or interviews concerning it) without a reasonable opportunity for us to consult with respect to it; (3) in the event of a disagreement, the matter will be referred to the President, and if the President then certifies in writing that the disclosure of the material would be detrimental to the national security of the United States, the matter will not be disclosed by the Committee; and, (4) the Committee reserves its right to submit the matter to judicial determination. In forwarding requested classified material to the House Select Committee, we will continue to make deletions of sources and methods.

4. Accordingly, Employee Bulletin No. 467, which suspended provision of classified materials to the House Select Committee, is rescinded.

Attachment

DISTRIBUTION: ALL EMPLOYEES (1-6)

CRC, 3/12/2003

CENTRAL INTELLIGENCE AGENCY
WASHINGTON, D.C. 20505

30 September 1975

The Honorable Otis G. Pike, Chairman
Select Committee on Intelligence
House of Representatives
Washington, D.C. 20515

Dear Mr. Chairman:

With the approval of the President, I am forwarding herewith the classified material, additional to the unclassified material forwarded with my letter of 29 September 1975, which is responsive to your subpoena of September 12, 1975. This is forwarded on loan with the understanding that there will be no public disclosure of this classified material (nor of testimony, depositions or interviews concerning it) without a reasonable opportunity for us to consult with respect to it. In the event of disagreement, the matter will be referred to the President. If the President then certifies in writing that the disclosure of the material would be detrimental to the national security of the United States, the matter will not be disclosed by the Committee, except that the Committee would reserve its right to submit the matter to judicial determination.

In some twelve instances in the enclosed classified material, excisions have been made of particularly sensitive matters. In ten of these instances, they would pinpoint the identity of individuals who would be subject to exposure. In two cases, this would violate an understanding with a foreign government that its cooperation will not be disclosed. In each such case, Mr. Chairman, I am prepared to discuss with you, and the Committee if necessary, the specific basis for this exclusion due to the exceptionally high risk involved, and I am sure that we can come to a mutual understanding with respect to its continued secrecy or a form in which its substance could be made available to the Committee and still give it the high degree of protection it deserves. In case of disagreement, the matter will be submitted to the President under the procedure outlined above, and the Committee would of course reserve its right to undertake judicial action.

Sincerely,

/s/

W. E. Colby
Director

Enclosures

